



February 21, 2018

VIA ONLINE SUBMISSION

Department of Environmental Protection

Re: Freedom of Information Law Request; Thomas Fisher

Dear Custodian of Records:

This is a request pursuant to FOIA. I request that copies of the following materials be provided to me:

Facilities:

- a. Danskammer Point Power House in Newburgh, NY
- b. Fishkill Power Plant in Fishkill, NY
- c. Westover Power Plant in Ithaca, NY
- d. Milliken Power Plant in Lansing, NY

Time period: 1960-2000

1. All records or things that provide information about air sampling or airborne dust/particle testing conducted at the above facility (including results and testing company) during the above time period - including but not limited to testing for asbestos and other carcinogenic or toxic substances;
2. All records of any type related to the use, purchase, handling, remediation, or abatement of asbestos or other carcinogenic or toxic substances at the above facility regardless of time period;
3. Copies of any contracts to remediate asbestos or asbestos containing materials at the above facility;
4. All records concerning violations or citations issued for the use, remediation, installation, or purchase of asbestos or carcinogenic materials the above facility during the above time period;
5. All records identifying the sellers, manufacturers, or suppliers of any asbestos-containing materials and/or other carcinogenic or toxic products or materials used at the above facility during the above time period;
6. All documents or other records (regardless of time period) concerning carcinogenic material cleanup, abatement, surveys, and/or samples taken at or concerning this location;
7. All records of any type related to the use of thermal insulation products at the above facility during the above time period;

Darger Errante Yavitz & Blau LLP

116 East 27th Street at Park Avenue, 12th Floor, New York, New York 10016

T 212.452.5300 | F 212.452.5301 | www.deyblp.com

8. All records relating to employee or union grievances or complaints filed by the union or individual employees regarding asbestos, asbestos-containing materials, carcinogenic materials and/or airborne dust at the above facility;
9. All records concerning Workers' Compensation claims based on alleged asbestos exposure, or exposure to carcinogenic materials, by employees at the above facility;
10. Any and all records, documents, etc. relating to any and all asbestos abatement projects performed at the above facility.

My firm, Darger Errante Yavitz and Blau LLP, will gladly cover all fees for this request. However, please contact me in the event that the anticipated costs exceed \$250. If you have any inquiries related to this request or if there is any way in which I can better facilitate your search, please email me at npowers@deyblp.com or call me directly at 212.452.5316 at your convenience. I greatly appreciate your consideration and assistance.

Very truly yours,


Natalie Powers, Esq.